

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
Beckley Division**

UNITED STATES OF AMERICA)	
)	
Plaintiff/Respondent,)	
)	
v.)	Criminal No. 5:14-CR-00244
)	Civil No. 5:18-CV-00591
)	
DONALD L. BLANKENSHIP)	
)	
Defendant/Movant.)	

MOTION FOR LEAVE TO EXCEED PAGE LIMITATION

Donald L. Blankenship, by and through counsel, respectfully moves under Local Rule 7.1(a) for leave to file a memorandum in support of his Motion to Vacate Conviction Pursuant to 28 U.S.C. § 2255 (“2255 Motion”) that exceeds the 20 page limit. In order to adequately address the issues raised in the 2255 Motion, Mr. Blankenship seeks leave to file a 30 page memorandum.

Good cause exists for extending the page limitation. Mr. Blankenship’s 2255 Motion addresses highly fact-intensive issues regarding hundreds of pages of documents and their impact his underlying trial. Moreover, since Mr. Blankenship originally filed his 2255 Motion, the government has disclosed dozens of additional documents, many of which are highly relevant to the issues raised in the 2255 Motion and must be addressed in the first instance in this memorandum. In addition, the Department of Justice’s Office of Professional Responsibility has released an extensive, detailed report of its investigation along with several hundred pages of exhibits.

Counsel for Mr. Blankenship has conferred with counsel for the government who does not object to this request. Likewise, Mr. Blankenship has no objection to the government submitting a response of 30 pages.

Therefore, Mr. Blankenship requests that this Court grant him leave to file a memorandum in support of his 2255 Motion of not more than 30 pages.

Dated: August 22, 2018

Respectfully submitted,

/s/ Howard C. Vick

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/s/ W. Henry Jernigan, Jr.

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DONALD L. BLANKENSHIP)	
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Defendant/Petitioner.)	

CERTIFICATE OF SERVICE

I, W. Henry Jernigan, do hereby certify that a foregoing **Motion for Leave to Exceed Page Limitation** was served through the Court's electronic filing system on this the 22nd day of August, 2018 upon the following counsel of record:

Douglas W. Squires, Esquire
Assistant U.S. Attorney
U.S. Attorney's Office for the Southern District of Ohio
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/s/ W. Henry Jernigan, Jr.
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